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Practitioner's Docket No. NEB-210-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Huimin Kong, Myriam Vincent and Yan Xu

Application No.: 10/665,633

Group No.: 1637

Filed: 09/19/2003

Examiner: Strzelecka

For: Helicase Dependent Amplification of Nucleic Acids

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. § 1.8(a)**

X with sufficient postage as first class mail.

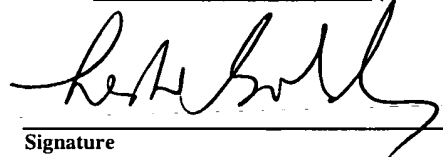
**37 C.F.R. § 1.10\***

G as "Express Mail Post Office to Addressee"

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**TRANSMISSION**

G facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

  
\_\_\_\_\_  
Signature

Date: August 16, 2006

Leslie Goldberg

\_\_\_\_\_  
(type or print name of person certifying)

\* Only the date of filing ( ' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" ( ' 1.10) or facsimile transmission ( ' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA				RATE		ADDIT. FEE
TOTAL	50	—	50	=	0	x	\$ 25.00	=	\$ 0.00
INDEP.	3	—	3	=	0	x	\$ 100.00	=	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$ 0.00	=	\$ 0.00
TOTAL									
ADDIT. FEE								\$	0.00

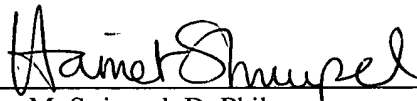
No additional fee for claims is required.

### FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 14-0740.

If an additional fee for claims is required, charge Account No. 14-0740.

Date: August 16, 2006



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Kong et al. EXAMINER: Strzelecka

SERIAL NO.: 10/665,633 GROUP: 1637

FILED: September 19, 2003

FOR: Helicase-Dependent Amplification of Nucleic Acids

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 16, 2006.

  
\_\_\_\_\_  
Leslie Goldberg

**AMENDMENT**

In response to the Official Action mailed June 13, 2006, Applicants wish to amend the above-identified Application as presented herein. The listing of claims begins on page two of this paper. The Remarks and Conclusion sections begin on pages 11 and 18, respectively.